

MANSFIELD TOWNSHIP COMMITTEE MEETING

August 8, 2018

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star Gazette and Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Salute to the flag

APPROVAL OF THE MINUTES:

Mr. Hayes made a motion to approve the minutes from the Executive Session July 11, 2018, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: None
Abstain: Mrs. Mora Dillon

Mrs. Mora Dillon made a motion to approve the minutes from the regular meeting held on July 25, 2018, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mayor Watters
Nays: None
Absent: None
Abstain: Mr. Misertino

Mr. Hayes made a motion to approve the minutes from the Executive Session held on July 25, 2018, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mayor Watters
Nays: None
Absent: None
Abstain: Mr. Misertino

BILL LIST:

Mr. Hayes made a motion to approve the bill list, which was seconded by Mrs. Mora Dillon.

Mr. Misertino questioned the extra expenses for the basketball courts.

Mrs. Mora Dillon stated that this was brought to the Township Committee.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters
Nays: None
Absent: None
Abstain: None

CLERKS REPORT:

Ms. Hrebenak stated that she has a raffle application for Mansfield Cowboys to be held on August 26, 2018 between the hours of 8 am- 5pm all items are in order all that is needed is a motion to approve.

Mrs. Mora Dillon made a motion to approve the raffle application for Mansfield Cowboys, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

Ms. Hrebenak stated that she has a raffle application for Easterseals to be held on October 13, 2018 between the hours of 4:30pm-10pm all items are in order all that is needed is a motion to approve.

Mr. Hayes made a motion to approve the application for Easterseals, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

Ms. Hrebenak stated that she has a Tricky Tray application for Easterseals to be held on October 13, 2018 between the hours of 4:30pm-10pm all items are in order all that is needed is a motion to approve.

Mr. Hayes made a motion to approve the application for Easterseals, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

Ms. Hrebenak stated that she received a field use rental application for the Winchester softball field from August to October after 5pm.

Mr. Hayes made a motion to approve the field use application, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

EMPLOYEES REPORTS:

Mrs. Fascenelli stated there was an error on the newsletter regarding the EDAC summary, a correction

will be communicated via the Township website and Google groups.

Mrs. Fascenelli stated that tax bills have been sent out with an extended grace period to August 28.

Mrs. Fascenelli thanked the Clerk and Deputy Clerk who were instrumental in getting the tax bills out.

Mrs. Fascenelli stated there will be a draft pie chart for 2017 to 2018 showing for a \$237,000 assessed home the increase would be \$168.27.

ENGINEERS REPORT:

Mr. Kastrud reviewed his report:

- Tax Maps – working on getting the supporting documents for the changes
- Stormwater Permit - will be filed by the next meeting
- Watters Rd – a punch list was provided to the contractor
- Heiser Rd – work has been pushed off due to weather, tentative new start is next week
- ADA compliance – will begin after paving work is completed
- Valley Rd drainage – drainage project will begin after paving work is completed
- Allen Rd bridge – spoke to Norfolk Southern who will assign a project manager
- Airport Rd subdivision – reviewed final list of items needing to be done

Mr. Hayes mentioned that Snyder, Parke, O'Brien, Clinton, and Gulick will be oil and chipped in the next couple weeks.

PUBLIC PORTION:

Ellen Nerbak, Rockport Road asked what the rationale is for the library non-binding referendum.

Mayor Watters explained we pay approximately \$370,000 even though is for a County library. If we go into a joint library with Washington Boro we would pay up to \$240,000 and we would have a 5 person membership on the Board with more input on decisions.

RESOLUTION

RESOLUTION # 2018 –116
REFUND OF RECREATION REGISTRATION

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, Mrs. Voorhees paid via credit card on 2/20/18 for a 2018 soccer summer camp registration with the Township of Mansfield, County of Warren,

WHEREAS, the 2018 soccer summer camp from 7/9/18 – 7/13/18 was canceled

NOW THEREFORE BE IT RESOLVED, that the Finance Office be authorized to refund the amount of \$ 99.00 to Mrs. Voorhees.

Mr. Hayes made a motion to approve the passage of Resolution 2018-116, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

RESOLUTION 2018-117

RESOLUTION AUTHORIZING THE PLACEMENT OF A NON-BINDING REFERENDUM ON THE NOVEMBER 6, 2018 GENERAL ELECTION BALLOT TO ASCERTAIN WHETHER THE TOWNSHIP OF MANSFIELD VOTERS

WHEREAS, N.J.S.A.19:37-1 allows the governing body of any municipality to ascertain the sentiment of the legal voters of the municipality upon any question of policy pertinent to the government; and

WHEREAS, it is the policy of the State of New Jersey to encourage municipalities to consolidate services and,

WHEREAS, the Township Committee of the Township of Mansfield believes that discussions with the Borough of Washington about withdrawing from the county library and forming a joint free public library would benefit the taxpayers with cost savings and locality; and

WHEREAS, the Township Committee of the Township of Mansfield desires to ascertain the sentiment of Mansfield's voters at the November 6, 2018 general election, upon the following Question, with the following Interpretative Statement:

Question:

Shall the Township of Mansfield withdraw from the county library system pursuant to P.L. 1985, c. 541 (C. 40:33-13b) and unite with the Borough of Washington and establish a joint free public library pursuant to the provisions of chapter 54 of Title 40 of the Revised Statutes?

Interpretative Statement:

This referendum is non-binding on the Township Committee of the Township of Mansfield, with the purpose of the referendum to ascertain whether Mansfield voters desire discussions to be held with the Borough of Washington in reference to the Township withdrawing from the county library and establishing a joint free public library.

A "Yes" vote favors discussions with the Borough of Washington about withdrawing from the county library and establishing a joint free public library.

A “No” vote does not favor discussions with the Borough of Washington about withdrawing from the county library and establishing a joint free public library.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, in the County of Warren, State of New Jersey, as follows:

1. That a copy of this Resolution be delivered to the Clerk of the County of Warren with a request that the Question and Interpretative Statement be placed on the November 6, 2018 general election ballot.
2. That a copy of this Resolution be delivered to the Clerk of the Borough of Washington and the Township of Mansfield.
3. That this Question and Interpretative Statement be placed on the November 6, 2018 general election ballot.
4. That the Resolution shall take effect immediately.

Mrs. Mora Dillon made a motion to approve the passage of Resolution 2018-117, which was seconded by Mr. Hayes.

Mr. Misertino stated his opinions on the Township withdrawing from the County Library.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mayor Watters

Nays: Mr. Misertino

Absent: None

Abstain: None

RESOLUTION # 2018-118 LIEN REDEMPTION

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed and the money due thereon paid to the Township of Mansfield Tax Collector;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 8th day of August, 2018 that payment is to be made to the certificate holder as noted:

Block	Lot	Address	Lienholder	Cert#	TOTAL REFUNDED
805	8.01	145 Mitchell Rd.	FNA DZ, LLC FBO WSFS 120 N Lasalle St/STE 1220 Chicago, IL 60602	17-00071	\$8873.35 Lien

Mr. Hayes made a motion to approve the passage of Resolution 2018-118, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters
Nays: None
Absent: None
Abstain: None

**RESOLUTION # 2018-119
TO AUTHORIZE AND APPROVE SALARIES FOR AN EMPLOYEE**

WHEREAS, Ordinance Number 2016-13 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employee shall be compensated for the year 2018, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Thomas A. Hill	Patrolman	\$ 52,144.00 commencing 9/1/18

Mr. Hayes made a motion to approve the passage of Resolution 2018-119, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2018 – 120
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, The Tri-County Fire Company has made a request of the Township Committee to reimburse the company for truck repairs; and

WHEREAS, the 2018 Township Budget has a Contingency Line item that can be used for purchases and expenditures with the authority and consent of the Township Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey hereby authorizes a onetime payment to the Tri-County Fire Company in the amount of \$11,000.00.

Mrs. Mora Dillon made a motion to approve the passage of Resolution 2018-120, which was seconded by Mr. Hayes.

Mr. Misertino questioned the reimbursement.

Ayes: Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Nays: Mr. Misertino

Absent: None

Abstain: Mr. Farino

ORDINANCE:

1st Reading:

CA2018-01

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY APPROPRIATING \$41,000.00 FOR PRELIMINARY PLAN EXPENSES FOR HVAC SYSTEM DESIGN AND EVALUATION FOR THE TOWNSHIP MUNICIPAL BUILDING

WHEREAS, there is a need to contract with a professional firm for an HVAC design and an HVAC system evaluation;

BE IT ORDAINED, by the Township Committee of the Township of Mansfield, Warren County, New Jersey, as follows:

- The amount of \$41,000.00 is hereby appropriated from the Capital Improvement Fund.
- There is no debt incurred by this Ordinance.
- This ordinance shall take effect immediately after final passage, approval, publication as provided by law.
- Mrs. Mora Dillon made a motion to approve the passage of Resolution 2018-120, which was seconded by Mr. Hayes.

Mr. Hayes made a motion to approve the introduction of Capital Ordinance CA2018-01 and requested that a public hearing be advertised for September 12 at 7:30pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

CA2018-02

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY APPROPRIATING

\$63,000.00 FOR IMPROVEMENTS TO THE TOWNSHIP MUNICIPAL BUILDING

WHEREAS, there is a need to do flooring replacement in the Police Department and window replacement throughout the municipal building;

BE IT ORDAINED, by the Township Committee of the Township of Mansfield, Warren County, New Jersey, as follows:

- The amount of \$63,000.00 is hereby appropriated from the Capital Improvement Fund.
- There is no debt incurred by this Ordinance.
- This ordinance shall take effect immediately after final passage, approval, publication as provided by law.

Mr. Hayes made a motion to approve the introduction of Capital Ordinance CA2018-02 and requested that a public hearing be advertised for September 12 at 7:30pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

2nd Reading:

O:2018-06

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE TOWNSHIP AND NOT REQUIRED FOR PUBLIC PURPOSES, PURSUANT TO N.J.S.A. 40A:12-13(b)(1).

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(b)(1) authorizes the sale by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use by private sale to any political subdivision, agency, department, commission, board or body corporate and politic of the State of New Jersey; and

WHEREAS, the Township of Mansfield is the owner of a 1976 Dodge Truck not needed for public use and the Township Committee has determined that it is in the best interest of the Township to sell the property for a nominal sum because the property is no longer useful to the Township; and

WHEREAS, Mount Bethel Fire Company has expressed an interest to the Township of Mansfield, of purchasing the Fire Truck for a nominal sum; and

WHEREAS, there is a decided benefit to the taxpayers of the Township of Mansfield, for

the Fire Truck to be transferred to Mount Bethel Fire Company for its use.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, as follows:

Section 1

The Township's 1976 Dodge Truck shall be sold at private sale to Mount Bethel Fire Company for nominal consideration pursuant to N.J.S.A. 40A:12-13(b)(1). The Mayor and Township Administration are hereby authorized to finalize and execute the attached Vehicle Sales Agreement and take such other reasonable steps that may be necessary to implement this sale.

Section 2

This ordinance shall take effect immediately after passage.

Section 3

Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Mr. Hayes made a motion to approve the passage of Ordinance 2018-06, which was seconded by Mrs. Mora Dillon

Mayor Watters opened to public comment
None
Mayor Watters closed to public comment

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters
Nays: None
Absent: None
Abstain: None

1st Reading:

ORDINANCE NO - 2018-07

ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 37 TITLED "FIRE DEPARTMENT" TO ELIMINATE BUTLER PARK FIRE COMPANY AS AN AUTHORIZED MEMBER OF THE MANSFIELD TOWNSHIP FIRE DEPARTMENT.

WHEREAS, Chapter 37 designates the four separate Fire Companies collectively as the

authorized and established Mansfield Township Fire Department and;

WHEREAS, the Township Committee of the Township of Mansfield received a letter from three of the four fire Chiefs comprising the Mansfield Fire Department raising public safety concerns with regard to the performance of Butler Park Fire Company and;

WHEREAS, Butler Park Fire Company has not addressed the concerns raised by the Chiefs as of this date now; and;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, as follows:

SECTION 1. 37-1 of the Township Code shall be amended to delete Butler Park Fire Company as one of the four Fire Companies serving as the Mansfield Township Fire Department

SECTION 2. All ordinances or parts of ordinances which are consistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies only.

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect after final passage and publication in accordance with the law.

Mr. Hayes made a motion to approve the introduction of Ordinance 2018-07 and requested a public hearing be advertised for September 12 at 7:30pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mrs. Mora Dillon, Mayor Watters

Nays: Mr. Misertino

Absent: None

Abstain: Mr. Farino

EXECUTIVE SESSION: Pending COAH Litigation, Contractual Matter, Personnel Matter

Mr. Hayes made a motion to approve entering into Executive Session at 8:15 pm, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. Misertino, Mayor Watters

Nays: None

Absent: None

Abstain: None

Return to regular session at 8:40 pm

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mayor Watters

Mr. Lavery,, Esq. stated that during Executive Session the Committee discussed pending COAH litigation, contractual matter dealing with Watters Rd., personnel matter dealing with police and attorney/client privileged matter regarding a towing bill, no action was taken.

Mr. Hayes made a motion to authorize Mr. Lavery, Esq to make a COAH litigation settlement offer, which was seconded by Mrs.Mora Dillon.

Ayes: Mr. Hayes, Mr. Misertino, Mr. Farino, Mrs. Mora Dillon, Mayor Watters

Nays: None

Absent:: None

Abstain: None

COMMITTEE PERSON COMMENTS:

Mr. Farino brought up finding other cheap or free options for advertising for help.

Mrs. Mora Dillon talked to Patrick Wood regarding demoing the tennis courts on Port Murray Rd.

Mr. Hayes made a motion to Adjourn at 8:51 pm, which was carried by all.